

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

15 Offense charged: Failure to Register as a Sex Offender and Update Sex Offender
16 Registration, in violation of Title 18, U.S.C., Section 2250.

17 Date of Detention Hearing: April 2, 2007

18 The Court, having conducted a contested detention hearing pursuant to Title 18
19 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention
20 hereafter set forth, finds that no condition or combination of conditions which the defendant
21 can meet will reasonably assure the appearance of the defendant as required and the safety
22 of any other person and the community. The Government was represented by Susan
23 Dohrmann. The defendant was represented by Paula Deutsch.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

25 The Defendant is eligible under Title 18 U.S.C. Section 2250 for detention
26 based upon the nature of the offense. His criminal history is comprised of a conviction of

DETENTION ORDER

PAGE -1-

1 Rape of a Child in Pierce County, Washington. The investigation, as outlined in the
2 complaint, indicates that the defendant left the state of Washington and lived in the state
3 of California, where he registered as a sex offender until his departure from California in
4 November 2001. He was found in the state of Washington in March 2007. Washington's
5 Department of Licensing records show that he obtained a driver's license in December
6 2003, yet he appears not to have filed either in California or Washington as a sex
7 offender.

8 A search of his computer at home and at his workplace revealed over 200
9 caches of child pornography. Based upon his prior conviction, and the Department of
10 Corrections assignment to it as a "level three" offense, the possession of pornography is a
11 concerning factor in assessing danger to the community. The presence of a small child in
12 his home is another concern in assessing danger to the community and members of his
13 own household.

14 It is therefore ORDERED:

- 15 (1) Defendant shall be detained pending trial and committed to the custody of
16 the Attorney General for confinement in a correctional facility separate, to
17 the extent practicable, from persons awaiting or serving sentences, or being
18 held in custody pending appeal;
- 19 (2) Defendant shall be afforded reasonable opportunity for private
20 consultation with counsel;
- 21 (3) On order of a court of the United States or on request of an attorney for the
22 Government, the person in charge of the correctional facility in which
23 Defendant is confined shall deliver the defendant to a United States
24 Marshal for the purpose of an appearance in connection with a court
25 proceeding; and
- 26 (4) The clerk shall direct copies of this order to counsel for the United States,

1 to counsel for the defendant, to the United States Marshal, and to the
2 United States Pretrial Services Officer.

3 DATED this 3rd day of April, 2007.

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6 MONICA J. BENTON
7 United States Magistrate Judge
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